



U.S. Department of
Transportation

Office of the Secretary
of Transportation

DOCUMENTARY SERVICE DIVISION
Washington, D.C. 20590

96-53

Weekly Summary of Orders and
Regulations

DECEMBER 23 - DECEMBER 27, 1996

Order	Docket	Summary	Date Action Taken
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(#) Published in the Federal Register.

Intervening numbers appeared on previous
summaries.

96-12-25	OST-96-1642	APPLICATION OF CONTINENTAL AIRLINES, INC. FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY (CLEVELAND-LONDON): The Department grants (1) Continental Airlines a certificate of public convenience and necessity to provide combination services in the Cleveland-London-Gatwick market, and (2) designates the city of Cleveland as a new U.S. gateway on U.S. Route 1. Served 12-27-96	12-3-96
96-12-26	OST-96-2009 (43447) OST-96-492 (48316)	ESSENTIAL AIR SERVICE AT MAY CREEK, AND MCCARTHY, AND GULKANA, ALASKA: The Department tentatively reselects Ellis Air Taxi, Inc., to provide subsidized essential air service at Gulkana, May Creek ad McCarthy, Alaska, for the two-year period beginning February 1, 1997, at a annual combined rate of \$123,627 for May Creek and McCarthy service and \$84,082 for Gulkana service. The Department requests that interested parties show cause within 20 days of the date of service of this order why we should not make final the tentative findings and conclusions set forth above. Objections Continued	12-23-96

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96-12-26	OST-96-2009 (43447) OST-96-492 (48316)	Continued should be filed with the Documentary services Division, SVC-121.30, Room PL- 401, 400 7th Street, S.W., Washington, D.C. 20590. Carriers interested in filing competing proposals to serve Gulkana, May Creek and McCarthy, Alaska, should submit their proposals, with subsidy requests if necessary, within 20 days of the date of service of this order. Proposals should include all data required by section 204.4 of our regulations (14 CFR 204.4). An original and five copies of the proposal should be sent to the EAS & Domestic Analysis Division, X-53, Office of Aviation Analysis, Room 6401, Department of Transportation, 400 7th Street, S.W., Washington, D.C. 20590, with the title "Proposal to Provide Essential Air Service at Gulkana, Docket OST-95-492 and/or May Creek and McCarthy, Alaska, Docket OST-96-2009. Served 12-27-96	12-23-96
96-12-27	OST-96-1023 OST-96-1071	APPLICATIONS OF GULF & CARIBBEAN CARGO, INC. D/B/A GULF & CARIBBEAN AIR: The Department finds that Gulf & Caribbean Cargo, Inc. d/b/a Gulf & Caribbean Air is fit, willing, and able to engage in interstate and foreign scheduled air transportation of persons, property, ad mail; We issue a certificate of public convenience and necessity to Gulf & Caribbean Cargo, Inc. d/b/a Gulf & Caribbean Air authorizing it to engage in interstate scheduled air transportation of persons, property and mail in the form and subject to the Terms, Conditions, and Limitations attached.	12-23-96

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Served 12-30-96

96-12-28	OST-95-309 OST-95-386 OST-95-414 OST-95-487 OST-95-488 OST-96-1345 OST-96-1576 OST-96-1814 OST-96-1831 OST-96-1835 OST-96-1889	APPLICATIONS OF VARIOUS FOREIGN AIR CARRIERS FOR EXEMPTIONS OR AUTHORITIES UNDER 49 U.S.C. SECTION 40109 AND THE ORDERS AND REGULATIONS OF THE DEPARTMENT OF TRANSPORTATION: This order confirms the actions described in the attached Notices of Action Taken, which granted the referenced foreign air carriers (1) exemptions from the provisions of sections 41301, and where necessary 41504, and/or other sections of Title 49 of the U.S. Code; and/or (2) relief or authorizations provided for under regulations or orders of the Department, to the applicants to perform the operations described in the attached Notices of Action Taken. Served 12-30-96	12-23-96
96-12-29	Undocketed	SEATTLE, WASHINGTON- VANCOUVER, BRITISH COLUMBIA, CANADA SERVICE: The Department makes final its decision to select Horizon Air Industries, Inc. d/b/a Horizon Air, and Mountain West Airlines, d/b/a United Express to serve the Seattle, Washington-Vancouver, British Columbia, Canada, market. Served 12-23-96	12-23-96
96-12-30	OST-96-2035 (43145)	ESSENTIAL AIR SERVICE AT CORDOVA, GUSTAVUS, PETERSBURG, WRANGELL, AND YAKUTAT, ALASKA; The Department tentatively reselects Alaska	12-23-96

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Airlines, Inc., to provide subsidized essential air service at Cordova, Gustavus, Petersburg, Wrangell, and Yakutat, (southeast) Alaska, for the two-year period October 1, 1996, through September 30, 1998, at an annual rate of \$1,242,560.
Served 12-30-96

96-12-31	OST-96-1170	APPLICATION OF EL AL ISRAEL AIRLINES LTD. The Department grants El Al Israel's motion to withdraw its exemptions application and dismisses its request. Served 12-30-96	12-23-96
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96-12-32	OST-96-1983 OST-96-2000	The Department approves and grants antitrust immunity to the IATA agreement contained in Docket OST-96-1983 and OST-96-2000. The agreements increase passenger fares intended for application on or after December 15, 1996, for travel to/from U.S. points by three percent to offset increased fuel costs. Served 12-31-96	12-24-96
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96-12-33	OST-96-1242	1996/1997 ALL CARGO-CHARTER PROCEEDING (PHASE II): The Department allocates the 300 additional charters available for U.S.-Brazil all-cargo charter operations as follows: Southern Air Transport (SAT)-75 charters, Florida West International Airways-25, Tower Air-25 charters, and the charter pool-175 charters. The Department also modifies the charter pool rules to permit new entrant carriers to apply for up to eight flights each month. Served 12/31/96	12-24-96
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96-12-34	42661	ESSENTIAL AIR SERVICE AT GLASGOW, GLENDIVE, HAVRE, LEWISTOWN, MILES CITY, SIDNEY, AND WOLF POINT, MONTANA: The Department tentatively selects Big Sky	12-26-96
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Transportation Co., d/b/a Big Sky Airlines,
to provide subsidized essential air service
between the seven Montana communities
listed above and Billings, Montana, for the
two-year period beginning December 1,
1996,
Continued

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96-12-34	42661	Continued at annualized subsidy rates of \$3,247,000 for December 1, 1996, through September 30, 1997, and \$3,085,000 for October 1, 1997, through November 30, 1998. The order also provides for objections or competing proposals from other interested carriers. Served 1-2-97	12-26-96
96-12-35	OST-96-1674	APPLICATION OF MOUNTAIN AIR EXPRESS, INC. D/B/A MAX: Confirming oral action of December 13, 1996, making the section 41102 certificate authority issued to Mountain Air Express, Inc. d/b/a MAX effective upon its receipt of an Air Carrier Certificate from the FAA; We reissue to Mountain Air Express, Inc. d/b/a MAX the interstate scheduled passenger section 41102 certificate issued to it by Order 96-12-16 in the attached form to reflect its December 14, 1996, effective date. Served 1-2-97	12-26-96
96-12-36	Undocketed	GULFSTREAM INTERNATIONAL AIRLINES, INC. VIOLATIONS OF 14 C.F.R. 399.84 AND 49 U.S.C. SECTION 41712: The Department finds that Gulfstream International Airlines violated 14 CFR	12-26-96

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399.84 by advertising a fare that failed to adequately disclose the dollar amounts for passenger facility charges and other government-imposed per-passenger departure taxes and fees, and by failing to prominently and proximately disclose in its ads that the listed fares were each-way based on a round-trip ticket purchase;

Continued

96-12-36	Undocketed	Continued	12-26-96
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The Department orders Gulfstream International Airlines to cease and desist from further violations of 14 CFR 399.84 and 49 U.S.C. section 41712, as described above; and Gulfstream International Airlines is assessed \$15,000 in compromise of civil penalties that might otherwise be assessed for the violations found in ordering paragraphs 2 and 3 of this order.
Served 12-26-96

96-12-37	OST-96-1863 OST-96-1949 OST-96-1987 OST-95-820 OST-95-819 OST-95-818 OST-95-674 OST-95-843 OST-95-814 OST-95-844 OST-95-842 OST-95-841 OST-95-662 OST-96-1710	APPLICATIONS OF AIR ATLANTIC DOMINICANA, C. POR A., AIR ESPANA, S.A. TRADING AS AIR EUROPA, AIR HOLLAND CHARTER B.V., ALL NIPPON AIRWAYS CO., LTD. JAPAN AIR CHARTER CO., LTD., JAPAN AIR SYSTEM COMPANY, LTD., JAPAN AIRLINES COMPANY, LTD. AND MAGADAN AIRLINES: Confirming the actions described in the attached Notices of Action Taken, which granted the referenced foreign air carriers (1) exemptions from the provisions of sections 41301, and where necessary 41504,	12-26-96
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and/or other sections of Title 49 of the U.S. Code; and/or (2) relief or authorizations provided for under regulations or orders of the Department, to the applicants to perform the operations described in the attached Notices of Action Taken.
Served 1-2-97

Intervening number has not been released.

96-12-39	OST-96-1500	<p>COMPLAINT OF NORTHWEST AIRLINES, INC. AGAINST THE GOVERNMENT OF JAPAN: The Department grants the motion of Northwest Airlines, Inc., to defer action through January 30, 1997, on its complaint against the Government of Japan in Docket OST-96-1500. Served 1-3-97</p> <p>ORDERS NOT RELEASED AS OF DECEMBER 27, 1996: OST-96-12-38</p>	12-27-96
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